

1 JASON KULLER  
 2 Nevada Bar No. 12244  
 3 ROBERT MONTES, JR.  
 4 *Pro Hac Vice*  
 5 California Bar No. 159137  
 6 **RAFII & ASSOCIATES, P.C.**  
 7 1120 N. Town Center Dr., Suite 130  
 8 Las Vegas, Nevada 89144  
 9 Telephone: 725.245.6056  
 10 Facsimile: 725.220.1802  
 11 Email: jason@rafiilaw.com  
 12 Email: robert@rafiilaw.com  
 13 *Attorneys for Plaintiff*

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 JESSICA MARTINEZ-ARRIAGA, an  
 17 individual,

Case No.: 2:23-cv-01845-JAD-NJK

18 Plaintiff,  
 19 v.

**STIPULATION AND ORDER TO EXTEND  
TIME FOR PLAINTIFF'S RESPONSE TO  
DEFENDANTS' MOTION FOR SUMMARY  
JUDGMENT**  
**(THIRD REQUEST)**

20 BRIGGS MANAGEMENT LLC, d/b/a  
 21 and a/k/a Fat Tuesday; BRIGGS  
 22 MANAGEMENT, INC., d/b/a and a/k/a  
 23 Fat Tuesday; and DOES 1 through 50,  
 24 inclusive,

25 Defendants.

26 Plaintiff, JESSICA MARTINEZ-ARRIAGA, by and through her counsel of record, RAFII &  
 27 ASSOCIATES, P.C., and Defendants BRIGGS MANAGEMENT INC. AND BRIGGS  
 28 MANAGEMENT LLC, (“Defendants”) by and through their counsel of record, the law firm of  
 LEWIS BRISBOIS BISGAARD & SMITH LLP, submit the following Stipulation to Extend Time  
 for Plaintiff’s Response to Defendants’ Motion for Summary Judgment:

1. The Court granted the Parties’ first stipulation on July 24, 2024, extending the time for  
 Plaintiff’s response from July 29, 2024, to August 5, 2024. [ECF No. 41.]

2. On July 31, 2024, the Court granted the Parties’ second stipulation on July 30, 2024,  
 extending the time for Plaintiff’s response from August 5, 2024, to August 14, 2024. [ECF No. 43.]

1       3.     The Parties' second stipulation [ECF No. 42] is incorporated herein by reference. As  
2 explained in the Parties' second stipulation, Plaintiff's lead counsel Jason Kuller is with his long-term  
3 partner at the Cleveland Clinic in Ohio while she undergoes testing and treatment for a rare and  
4 debilitating medical condition. Mr. Kuller's partner is currently unable to ambulate without a  
5 wheelchair or seated rollator, and relies on Mr. Kuller as her primary caregiver.

6       4.     Mr. Kuller's partner has new appointments and tests scheduled this week at the  
7 Cleveland Clinic and is currently scheduled to meet with a specialist at the University of Utah on  
8 Friday, August 16, 2024. As a result of his caregiving responsibilities, Mr. Kuller has been unable to  
9 devote sufficient time to brief Plaintiff's opposition to Defendants' summary judgment motion. Mr.  
10 Kuller expects to return to Las Vegas on Saturday, August 17, 2024, and anticipates being able to  
11 complete Plaintiff's response no later than Friday, August 23, 2024. Plaintiff's counsel will file her  
12 opposition earlier, if possible.

13       5.     Plaintiff's counsel thus needs additional time to prepare and finalize Plaintiff's  
14 opposition, and Defendants' counsel has graciously agreed to the additional extension.

15       6.     This is the third request for an extension of time for Plaintiff to file her response to  
16 Defendants' Motion for Summary Judgment.

17       7.     This request is made in good faith and not for the purpose of delay. WHEREFORE,  
18 the Parties respectfully request that this Court **extend the time for Plaintiff to**  
19 **file her Opposition to Defendants' Motion from August 14, 2024, to August 23, 2024.**

20       ///

21       ///

22       ///

23       ///

24       ///

25       ///

26       ///

27       ///

28       ///



1 RESPECTFULLY SUBMITTED BY THE FOLLOWING COUNSEL OF RECORD:

2 **DATED this 12th day of August, 2024.**

**DATED this 12th day of August, 2024.**

3 4 LEWIS BRISBOIS BISGAARD & SMITH LLP

RAFII & ASSOCIATES, P.C.

5 /s/ *Jeffrey D. Winchester*

/s/ *Jason Kuller*

6 JEFFREY D. WINCHESTER

Jason Kuller, Esq.

Nevada Bar No. 10279

Nevada Bar No. 12244

7 6385 S. Rainbow Boulevard, Suite 600

3753 Howard Hughes Pkwy, Unit 200

Las Vegas, Nevada 89118

Las Vegas, Nevada 89169

8 Tel. 702.893.3383

9 Attorneys for DEFENDANTS BRIGGS

10 Attorneys for PLAINTIFF

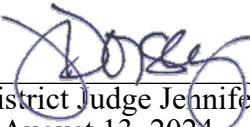
MANAGEMENT LLC and BRIGGS

JESSICA MARTINEZ-ARRIAGA

MANAGEMENT, INC.

11  
12  
13 **ORDER**

14 Based on the parties' stipulation [ECF No. 44] and good cause appearing, IT IS  
15 ORDERED that the deadline to respond to defendants' motion for summary judgment is extended  
16 to August 23, 2024.

17   
18 U.S. District Judge Jennifer A. Dorsey  
Dated: August 13, 2024